

EXHIBIT

7

**Maishon Terrell Cooper
12/07/2021**

UNITED STATES DISTRICT COURT

2 FOR THE EASTERN DISTRICT OF MICHIGAN

SOUTHERN DIVISION

4

5 EUGENE HABICH,

6 Plaintiff,

7 Case No. 20-cv-12528

8 -vs- Hon. David M. Lawson

9 COUNTY OF WAYNE, JOHN DOE #1, Mag. Anthony P. Patti

10 JOHN DOE #2,

11 Defendants.

12 _____ /

13 PAGE 1 to 31

14

15 The Deposition of MAISHON TERRELL COOPER,

16 Taken at 500 Griswold, 30th Floor,

17 Detroit, Michigan,

18 Commencing at 5:30 p.m.

19 Tuesday, December 7, 2021

20 Before Cynthia Ann Chyla, RPR, CSR, 0092.

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Maishon Terrell Cooper**12/07/2021**
Page 22**Pages 22..25**
Page 24

1	Packet of Photographs	1 A. No.
2	WAS MARKED FOR IDENTIFICATION.	2 BY MR. STELLA:
3	BY MR. STELLA:	3 Q. Okay. Let's look at -- so look at page Number 7.
4	Q. So take a second, just take a look-see through that.	4 Okay. So you see this gray box here?
5	A. Yeah, I knew the color.	5 A. Yes.
6	That looks expensive.	6 Q. Do you know what that is?
7	Geez. That looks like a police car.	7 A. No.
8	Yeah.	8 Q. Okay. Do you think -- would you have sold a car with
9	Q. So I'm just going to ask you a couple -- look at the	9 this thing in the car?
10	page numbers at the bottom. I'm going to ask you some	
11	questions.	
12	A. No problem.	10 A. No.
13	Q. I know there is no VIN or anything on this car but does	11 MS. DOWNEY: Objection to form.
14	this look like the 2008 Dodge Charger you may have sold	
15	in 2017?	
16	A. It does. I thought it had a black stripe somewhere else	12 A. No. Yeah, that was -- no.
17	on it, but no. I was thinking a black stripe somewhere	13 BY MR. STELLA:
18	in my mind, like a 2-tone black and white police car.	14 Q. Okay. So look at page Number 8, and what do you see in
19	Q. Does this look like a 2008 Dodge Charger to you?	15 page Number 8?
20	A. Yes, correct.	16 A. Those look like lights, LED lights.
21	Q. On page 3, which is the next page at the bottom -- the	17 Q. Okay. Would you have sold this 2008 Dodge Charger with
22	page you were just looking at.	18 these lights installed?
23	A. Oh.	19 MS. DOWNEY: Same objection to form.
24	Q. I don't know if I got -- so on this photo do you see a	20 A. No.
25	black push bar?	21 BY MR. STELLA:
Page 23		
1	A. Yes.	22 Q. Take a look at Number 9. I believe Number 9 is another
2	Q. Okay. And are black push bars normally removed at	23 view of the front, but you can confirm if I'm seeing
3	auction or no?	24 this correctly? Is that true? Just look: Does this
4	A. No, they usually leaves those on there.	25 look like the front to you?
5	Q. Do you remember when you sold this car whether this push	Page 25
6	bar was there?	
7	A. It looks like it was there.	1 A. Yes, it does.
8	Q. Either way if you remember.	2 Q. What is underneath -- what is at the top of the
9	A. I think it was there.	3 windshield?
10	Q. Okay. And, so, if you look on the push bar on the	4 A. LED lights.
11	middle level you'll see -- what do you think those are?	5 Q. And would you have sold a Dodge Charger with those
12	A. Those are lights.	6 lights installed?
13	Q. Okay. Would you have sold this car with those lights in	7 MS. DOWNEY: Same objection.
14	that position?	8 A. No.
15	MS. DOWNEY: Objection to form.	9 BY MR. STELLA:
16	You can answer subject to that objection.	10 Q. Page Number 10, do you see -- do you see -- what do you
17	A. No, no, lights wouldn't have been on there.	11 see in page 10?
18	BY MR. STELLA:	12 A. Computers.
19	Q. Okay. And if you look up on the windshield, what do you	13 Q. Would you have sold this 2008 Dodge Charger with a
20	see on the top of the windshield in this picture?	14 laptop?
21	A. Those look like police lights.	15 MS. DOWNEY: Same objection.
22	Q. Okay. Would you have sold this car with those lights on	16 A. No.
23	them?	17 BY MR. STELLA:
24	MS. DOWNEY: Objection to form.	18 Q. Okay. Page Number 12, the last page.
25	You can answer subject to the objection.	19 A. Yes.
		20 Q. Do you see a license plate in this photograph?
		21 A. Correct.
		22 Q. Okay. Is there anything about the license plate in this
		23 photograph?
		24 A. Looked like another set of LED lights.
		25 Q. Would you have sold the Dodge Charger with these LED

Maishon Terrell Cooper**12/07/2021**
Page 26**Pages 26..29**
Page 28

1 lights installed?

2 MS. DOWNEY: Same objection to form.

3 A. No.

4 BY MR. STELLA:

5 Q. Okay. If -- I know you don't remember this person but
6 if Mr. Eugene Habich states that he bought this car from
7 you with these lights, all the lights we talked about
8 already there, would you agree or disagree with that?

9 MS. DOWNEY: Objection to form.

**10 A. I have to disagree. That looks a little different
11 there.**

12 BY MR. STELLA:

13 Q. So on any of the decommissioned police cars has anyone
14 asked you to install police lights before you sold it to
15 them?**16 A. No.**17 Q. Just out of curiosity, at your current dealership that
18 you work for do they ever sell decommissioned police
19 cars?**20 A. No, not recently.**

21 Q. So I was just wondering if Page Toyota ever sold.

22 Did you ever run across decommissioned police
23 cars in your current position?**24 A. No.**

25 MR. STELLA: All right. I have no further

Page 27

1 questions for you, Mr. Cooper. Miss Downey can ask you
2 some questions.3 MS. DOWNEY: Hi, Mr. Cooper, I have just a few
4 questions for you here.

5 EXAMINATION BY MS. DOWNEY:

6 Q. First of all, have you spoken with either Mr. Stella or
7 anybody from Wayne County prior to coming here tonight?**8 A. No, just the subpoena.**9 Q. Have you spoken to any representatives of the Wayne
10 County Sheriff's Department --**11 A. No.**

12 Q. -- prior to coming here tonight?

13 A. No.14 Q. Okay. Now, do you remember a lady by the name of Erica
15 Cross?**16 A. Yes.**

17 Q. Who was Erica Cross?

**18 A. She used to work for me as a salesperson/partner,
19 business partner.**20 Q. If she were to say that this car was sold with police
21 lights on it would you dispute her recollection?**22 A. I don't know. I wouldn't dispute it if she saw the
23 vehicle.**

24 Q. Okay.

25 A. Because, like I said, as far as I know, my name is on1 there but I don't know for sure if I sold it. I don't
2 know.

3 Q. Sure.

4 A. I know the car.5 Q. And I recollect that you said you didn't remember
6 selling this particular car, you thought this was a
7 black and white; right?**8 A. Yes. I know it was white but I remember black on there,
9 though.**10 Q. So your memory is not exactly 100 percent on this sale;
11 right?**12 A. Well, I mean, I just know some black in there somewhere,
13 yeah.**

14 Q. Okay.

15 MS. DOWNEY: I think that's all the questions
16 I have for you right now, sir.**17 THE WITNESS: Okay.**18 MR. STELLA: Mr. Cooper I do have a couple
19 followups, because I never -- I want to know more about
20 Erica Cross.

21 RE-EXAMINATION BY MR. STELLA:

22 Q. Who is Erica Cross again?

23 A. She was a salesperson/business partner.24 Q. And do you know from this paperwork did she sell this
25 car to Mr. Habich or were you directly involved in this

Page 29

1 sale?

**2 A. I see my signature on there and not hers because she
3 would sign my name a lot because I wasn't in the office.
4 But she usually have her name on there if she did sell
5 it or if I typed it up. Sometimes she'll sell it, I
6 type it up and do the paperwork.**

7 Q. Okay. So --

**8 A. But I know because I bought this car because I'm mostly
9 the buyer. I do all the buying and selling, but**10 Q. All right. So I don't know what Miss Cross has to say
11 about any of this --**12 A. Okay.**13 Q. -- but I have a simple question for you if you look at
14 page 3.**15 A. Page 3.**

16 Q. So, yeah, the one where it says B3?

17 A. Okay.18 Q. Do you remember: Did you buy a car at auction, this car
19 at some auction somewhere that had these lights
20 installed when you purchased it?**21 A. No.**22 Q. Okay. Did you -- did you install these lights on this
23 car?**24 A. No, I didn't.**

25 Q. Did anyone at your dealership to your knowledge install

Maishon Terrell Cooper

12/07/2021

Page 30

Pages 30..31

1 these lights on this car?

2 A. No.

3 Q. Did anybody ask anybody at your dealership to install
4 these lights on the car?

5 A. No.

6 MR. STELLA: Okay. I have nothing further.

7 MS. DOWNEY: Nothing further at this time.

8 Thank you.

9 MR. STELLA: Thank you, Mr. Cooper.

10 (The Deposition concluded at 6:03 p.m.)

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Page 31

1 CERTIFICATE OF NOTARY

2

3 STATE OF MICHIGAN)

4) SS

5 COUNTY OF OAKLAND)

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7 I, Cynthia Ann Chyla, Certified Shorthand
8 Reporter, a Notary Public in and for the above county
9 and state, do hereby certify that the above deposition
10 was taken before me at the time and place hereinbefore
11 set forth; that the witness was by me first duly sworn
12 to testify to the truth, and nothing but the truth, that
13 the foregoing questions asked and answers made by the
14 witness were duly recorded by me stenographically and
15 reduced to computer transcription; that this is a true,
16 full and correct transcript of my stenographic notes so
17 taken; and that I am not related to, nor of counsel to
18 either party nor interested in the event of this cause.



22 Cynthia Ann Chyla, CSR-0092

23 Notary Public,

24 Oakland County, Michigan

25 My Commission expires: 05-12-2023